

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

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|---------------------------------|---|-------------------------------|
| CHRISTOPHER TIBBENS, | : | Civil No. 1:18-cv-2112 |
| | : | |
| Plaintiff, | : | |
| | : | |
| v. | : | |
| | : | |
| CLINT A. SNYDER, et al., | : | |
| | : | |
| Defendants. | : | Judge Sylvia H. Rambo |

ORDER

Before the court is a report and recommendation of Magistrate Judge Mehalchick (Doc. 22) in which she recommends that Defendant Clint Snyder's motion for summary judgment be denied. Objections to the report and recommendation were due on July 8, 2020, and to date, no objections have been filed.

In considering whether to adopt a report and recommendation when no objections have been filed, the court should, as a matter of good practice, "satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." Fed. R. Civ. P. 72(b), advisory committee notes; *see also Univac Dental Co. v. Dentsply Intern., Inc.*, 702 F. Supp. 2d 465, 469 (M.D. Pa. 2010) (explaining that judges should review dispositive legal issues raised by the report for clear error). Following an independent review of the record and upon a careful review of the report and recommendation, the court is satisfied that the report and

recommendation contains no clear error and will therefore adopt the recommendation. Accordingly, **IT IS HEREBY ORDERED AS FOLLOWS:**

- 1) The report and recommendation (Doc. 22) is **ADOPTED**;
- 2) Defendant Snyder's motion for summary judgment (Doc. 17) is **DENIED**;
- 3) This matter is remanded to Magistrate Judge Mehalchick for further proceedings.

s/Sylvia H. Rambo
SYLVIA H. RAMBO
United States District Judge

Dated: September 8, 2020